

MINTZ LEVIN

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June 22, 2012

VIA ECF

The Honorable David N. Hurd
United States District Court
Northern District of New York
United States Courthouse
10 Broad Street
Utica, NY 13501

***Re: LFG National Capital, LLC v. Gary, Williams, Finney, Lewis, Watson,
and Sperando P.L. et al., Case No. 12-cv-00446-DNH-DRH—
Withdrawal of Counsel***

Dear Judge Hurd:

We represent Defendant and Counterclaimant Gary, Williams, Finney, Lewis, Watson & Sperando, P.L., and Defendants Willie Gary and Lorenzo Williams (hereafter, collectively “Defendants”), in the above-referenced action.

We are writing to respectfully request pursuant to the attached “Withdrawal of Counsel,” that Harvey I. Saferstein, Narges M. Kakalia, Nada I. Shamonki, and Sarah J. Robertson of MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C. (“Mintz Levin Counsel”) be allowed to withdraw as counsel of record for Defendants. Michael H. Sussman, Esq. of Sussman & Watkins, who has appeared in this matter and is also counsel of record, shall become sole counsel for Defendants. Defendants consent to the withdrawal.

There is good cause to grant withdrawal of the Mintz Levin Counsel because the majority of the Mintz Levin Counsel is based in Los Angeles and, now that the case has been transferred to New York, the Mintz Levin Counsel’s continued involvement in the case will significantly increase Defendants’ attorneys’ fees and costs in the action. Moreover, Defendants have been concurrently represented by Michael Sussman, counsel who is based in New York, so the withdrawal of the Mintz Levin Counsel will not impair Defendants’ representation in this action.

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

BOSTON | WASHINGTON | NEW YORK | STAMFORD | LOS ANGELES | SAN DIEGO | LONDON | SAN FRANCISCO

Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

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All future correspondence, pleadings, and/or discovery matters in the above-styled cause should be served on Michael H. Sussman, Esq., Sussman & Watkins, P.O. Box 1005, 55 Main Street, Suite 6, Goshen, NY 10924.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Harvey D. Saferstein". The signature is fluid and cursive, with the first name "Harvey" and last name "Saferstein" clearly distinguishable.

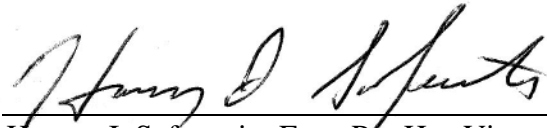
Harvey Saferstein

HIS:jl
Enclosure

concurrently represented by Michael Sussman, counsel who is based in New York, so the withdrawal of the Mintz Levin Counsel will not impair Defendants' representation in this action.

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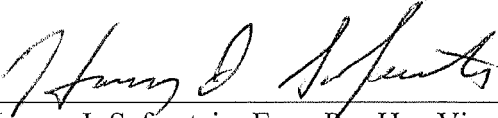
Dated: June 21, 2012



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Counsel for Defendant and Counterclaimant
GARY, WILLIAMS, FINNEY, LEWIS,
WATSON & SPERANDO, P.L., and
Defendants WILLIE GARY, and LORENZO
WILLIAMS

Dated: June 21, 2012



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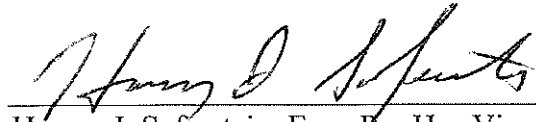
Defendant Lorenzo Williams
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SO ORDERED:

HONORABLE DAVID N. HURD
United States District Judge

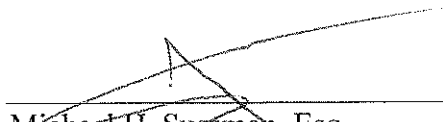
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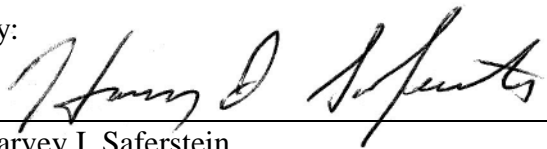
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CERTIFICATE OF SERVICE

I hereby certify that on June 22, 2012, I electronically filed the **LETTER REQUEST AND WITHDRAWAL OF COUNSEL** with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to the following counsel for Plaintiff and Counterdefendants in this action:

1. Scott S. Balber - sbalber@chadbourne.com
2. Andrea L. Voelker - avoelker@chadbourne.com
3. Jonathan C. Cross - jcross@chadbourne.com

By:



Harvey I. Saferstein